

Motion Hearing Date: _____, 2021 at __:00 __.m., prevailing Eastern time
Deadline to File Objections: _____, 2021 at __:00 __.m., prevailing Eastern time

WINDELS MARX LANE & MITTENDORF, LLP

Attorneys for Alan Nisselson, Interim Chapter 7 Trustee

156 West 56th Street

New York, New York 10019

Telephone: (212) 237-1000

Attorneys appearing: Alan Nisselson (anisselson@windelsmarx.com)

Leslie S. Barr (lbarr@windelsmarx.com)

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re

MEDICI 326 GRAND LLC,

Debtor.

Chapter 7

Case No. 21-10073-jlg

In re

MEDICI 1150 N. AMERICAN STREET LLC,

Debtor.

Chapter 7

Case No. 21-10074-jlg

In re

MEDICI 171 N. ABERDEEN LLC,

Debtor.

Chapter 7

Case No. 21-10075-jlg

In re

MEDICI 186 N. 6TH LLC,

Debtor.

Chapter 7

Case No. 21-10076-jlg

In re

MEDICI 251 DEKALB LLC,

Debtor.

Chapter 7

Case No. 21-10077-jlg

In re

MEDICI 320 FLORIDA LLC,

Debtor.

Chapter 7

Case No. 21-10078-jlg

In re MEDICI 629 E. 5 TH LLC, Debtor.	<u>Chapter 7</u> Case No. 21-10079-jlg
In re MEDICI 890-911 JEFFERSON AVENUE LLC, Debtor.	<u>Chapter 7</u> Case No. 21-10080-jlg
In re QUARTERS PROPERTIES USA, INC., Debtor.	<u>Chapter 7</u> Case No. 21-10081-jlg
In re QUARTERS SERVICES USA, LLC, Debtor.	<u>Chapter 7</u> Case No. 21-10082-jlg

**ORDER SCHEDULING HEARING ON SHORTENED NOTICE TO CONSIDER
MOTION OF TRUSTEE FOR ORDER PURSUANT TO 11 U.S.C. §§ 105(a), 305(a),
AND 707(a) DISMISSING DEBTORS' BANKRUPTCY CASES FOR CAUSE**

UPON the motion for order shortening time dated January 23, 2021 of Alan Nisselson (the “*Trustee*”), interim trustee for the above-captioned related chapter 7 Debtors, and the Trustee’s supporting declaration, for the entry of an Order Scheduling Hearing on shortened notice to consider the Trustee’s motion to dismiss the Debtors’ captioned chapter 7 bankruptcy cases for cause (“*Motion to Dismiss*”), it is hereby

ORDERED, that:

1. A Hearing shall be held before The Honorable James L. Garrity, Jr., United States Bankruptcy Judge, on _____, 2021 at __:__ a.m., prevailing Eastern time, or as soon thereafter as counsel may be heard, in his Courtroom 601 at the United States Bankruptcy Court, Alexander Hamilton U.S. Customs House, One Bowling Green, New York, New York 10004, to consider granting the relief sought by the Trustee in the Motion to Dismiss (the “*Hearing*”).

2. Pursuant to General Order M-543 (available on the Court's Website at <http://www.nysb.uscourts.gov/news/general-order-m-543-court-operations-under-exigent-circumstances-created-covid-19>), the Hearing will be conducted telephonically pending further order of the Bankruptcy Court. Unless the Bankruptcy Court provides otherwise, parties wishing to participate in the Hearing telephonically must register with Court Solutions LLC. Information on how to register with Court Solutions LLC can be found in General Order M-543. All attorneys, witnesses and parties wishing to appear at, or attend, the Hearing must also refer to the Court's guidelines for telephonic appearances, which is available on the Court's Website at <http://www.nysb.uscourts.gov/content/judge-james-l-garrity-jr>.

3. Notice of the Hearing shall be made by serving no later than one business day after the entry of this Order Scheduling Hearing by (one) (or two) day overnight delivery, by ECF, or, if available, electronic mail, copies of this Order Scheduling Hearing, the Motion to Dismiss, and the Trustee's supporting declaration with exhibits, upon (i) the U.S. Trustee's Office, U.S. Federal Office Building, 201 Varick St., Room 1006, New York, New York 10014, Attn. Greg Zipes, Esq.; (ii) attorneys for Debtors, K&L Gates LLP, One Newark Center, 10th Floor, Newark, New Jersey 07102, Attn: David S. Catuogno, Esq.; (iii) all creditors listed by the Debtors with their bankruptcy petitions and any entities having filed proofs of claim; and (iv) all entities having filed a notice of appearance and demand for notice by the date of the Motion to Dismiss.

4. Any objection to the relief requested in the Motion to Dismiss shall (i) be in writing, (ii) comply with the Bankruptcy Rules and the Local Bankruptcy Rules of this Court, (iii) set forth the name of the objecting party and state with particularity the legal and factual

basis for such objection, and (iv) be filed with the Bankruptcy Court electronically in accordance with the Court's General Order M-242 (General Order M-242 and the User's Manual for the Electronic Case Filing System can be found at www.nysb.uscourts.gov, the Court's Website), with two, single-sided hard copies delivered to the Chambers of The Honorable James L. Garrity, Jr., United States Bankruptcy Court, One Bowling Green, New York, New York 10004, and served upon (a) Windels Marx Lane & Mittendorf, LLP, counsel for the Trustee, 156 West 56th Street, New York, New York 10019, Attn: Alan Nisselson, Esq. (anisselson@windelsmarx.com) and Leslie S. Barr, Esq. (lbarr@windelsmarx.com), and (b) the Office of the United States Trustee for the Southern District of New York, 201 Varick Street, Suite 1006, New York, New York 10014, Attn.: Greg Zipes, Esq., such that any such objection is **received and filed no later than _____, 2021 at _:00 p.m., prevailing Eastern time.**

5. Copies of this Order Scheduling Hearing, the Motion to Dismiss, and the Trustee's supporting declaration with exhibits, shall be on file and available from the Office of the Bankruptcy Clerk on its Internet website at www.nysb.uscourts.gov. A Pacer password is required to access documents on the Court's website.

6. The giving of notice as set forth in this Order Scheduling Hearing shall constitute good, sufficient and adequate notice of the Hearing and the relief requested in the Motion to Dismiss.

7. Objecting parties must attend the Hearing telephonically in person or by counsel. The Hearing on any aspect of the Motion to Dismiss may be adjourned from time to time without further notice, other than the announcement of such adjournment in open Court.

Dated: New York, New York
January __, 2021

UNITED STATES BANKRUPTCY JUDGE